E

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HLGP

1-1-47

AC

1/7

File No. 999/34

19

Collection No.

(K) (91)

Bnss. Serial Nos. 1-5-7

Subject.

Memorial to the Govt. of India from Mr. V. Sambamurthi against orders of dismissal.-

Punishment of Dismissal reduced to one of Removal from service.

Previous References.

7 370-33

(W)

Indexed

Later References.

7 646-37

NOTES AND PRECIS.

1

D.No. 9382 S.N.1

D.No. 9395 S.N.2

The memorialist was a drawing master in the Government Training School, Bangalore, whose pay was Rs. 48 in the scale of Rs. 30-2-50. He was dismissed from service by the Inspector of Schools in his order dated the 27th July 1933, as he was found guilty of the charge that he tampered with the seating arrangements made for the Training School Leaving Certificate Examination held in March 1933.

The Inspector considered that it was of the highest importance that in the matter of conducting public examinations, all the officials concerned should be above suspicion, that it was inexpedient that there should remain on the staff of an institution for the training of teachers, a man who was found guilty of dishonesty in any form, and that the offence in this case was aggravated by the fact that the offender tempted students to collaborate with him in his misdemeanour. The Inspector therefore regretted that he had no alternative but to dismiss the memorialist. It may be mentioned that the Inspector gave the memorialist an opportunity to resign his appointment but the memorialist does not appear to have given any head to it.

S.N.1 /(R) 370-33

N.4 of (R) 370-33

The memorialist appealed in October 1933 to the Hon'ble the Resident against the orders of the Inspector, but the Resident after obtaining the original records of the case, and after careful consideration, saw no reason to interfere with the Inspector's orders of dismissal. Please see in this connection paragraphs 40 and 41 of the notes recorded with S.N. 1-5 / F. 370-33.

The memorialist then submitted the present memorial direct to the Govt. of India, but they returned it to the Govt. of Madras, under whose territorial jurisdiction the memorialist is now residing, stating that they could not consider his representation unless it was submitted to them through the local authority, viz., the Hon'ble the Resident.

Page 45 of Encl. to S.N.1 (Part I)

The memorialist has now re-submitted the memorial to ~~it should have come through the Inspector~~ the Govt. of India through the Hon'ble the Resident. The memorial is in fact a copy of the original appeal submitted to the Resident, with a slight alteration that the memorialist prays that if he cannot be restored to his old post, the order of dismissal may be commuted into one of resignation. ~~The Inspector gave the memorialist an opportunity to resign before he started the enquiry, but the memorialist did not take advantage of this opportunity.~~ The present memorial addduces no new facts or circumstances which afford grounds for a

Page 8 of Encl. to S.N.1 (Part I)

reconsideration

reconsideration of the case.

Under the Classification Control and Appeal Rules made under Section 96(B)(2) of the Govt. of India Act, the Hon'ble the Resident is the appellate authority in the case of ministerial, inferior, and other subordinate establishments of the Educational Department of the Civil and Military Station of Bangalore. An appeal to the Govt. of India against the decision of the Hon'ble the Resident does not therefore lie in this case. Under rule 14 of the rules to provide for the making of first appointments to subordinate services under the administrative control of the Governor-General in Council, and for the discipline and rights of appeal of members of these services, an appeal may be withheld by an authority not lower than the authority from whose order it is preferred if it is an appeal in a case in which under the said rules no appeal lies. The memorialist is not apparently aware of the above rules and hence he has ventured to submit the present memorial. With the decision of the Hon'ble the Resident conveyed to the memorialist in memo from this Residency No. 3663/370-1933, dated the 19th May 1934, the case is finally closed and the memorialist has no right of a further appeal. The memorial may therefore be withheld under Part III Instructions 7(4) and (16) of the Instructions for

the

the submission of petitions to the Governor General in Council, published with the Home Department Notification No. F.6/7/33-II, Public, dated the 19th June 1933.

P. 237 of Compilation of the Civil Services (Classification Control and Appeal Rules)

~~Draft submitted.~~

13.10.34

P. 98 of the Book.

Please see Rule 3(VI) and (VII) of the rules made by the Governor General in Council to provide for the making of first appointments to subordinate services under his ------ administrative control and for the discipline and rights of appeal of members of those services.

Apparently the Inspector of Schools dismissed the ----- Petitioner under Rule 3(VI) (vii) which ordinarily disqualifies him from future employment. The Petitioner in his memorial appeals for mercy for his restoration or in the alternative for ------- acceptance of his resignation. In other words the Petitioner presumably wants that under Rule 3(vi) he should be removed from the service of the Crown which does not disqualify him from future employment. The Hon'ble the Resident as an appellate authority has full power to pass such order as he thinks ---- proper. Submitted for orders.

T.N.T.
18-10-34.

A.S.

5

Diwan Bahadur M. Gopalaswamy Mudaliar, Advocate, Bellary and a Member of the Legislative Council, Madras, called at the office on Saturday the 13th to see Secretary in connection with the memorial on the file. Secretary had left and as the Diwan Bahadur was leaving the Station that day he could not see Secretary on Monday. I advised him not to worry Secretary at his house.

2. He refrained from criticism of any sort and he did not discuss the pros and cons of the memorial. He said that connected as he is with the District Board and Municipality of Bellary he could offer Mr. Samba Murthy employment but that so long as the order of dismissal stands he would not be justified in doing so. He thought, that other conscientious employers would similarly view an application for employment for Samba Murthy. He pleaded for mercy on behalf of this man and asked that the order be withdrawn and the man allowed to send in his resignation.

3. I told him that I would record a note to this effect on the file.

26.4.34

Submitted.

Please see foot of page 1 ante

Can the Resident, if he feels so disposed, now review his order and direct that the punishment of "dismissal" be commuted to one of "removal from service"?

27.10.34.

Paragraph 9 ante.

Appointment, discipline and right of appeal of members of subordinate services under the Resident are governed by Statutory Rules made by the Governor General in Council. The Inspector of Schools is the authority empowered under the above rules to take disciplinary action and to impose penalties in the case of the memorialist. The Inspector excercised this power and after fulfilling the requirements of the rules dismissed the memorialist from service. The rules do not provide for the Inspector to reconsider an order of dismissal passed by him. But the rules provide for an appeal to an higher authority from the order of the Inspector. This higher authority is the Resident in this case. The memorialist appealed to the Resident. After due consideration of the case in accordance with the requirements of the rules, the Resident passed an order to the effect that he saw no reason to interfere with the Inspector's order of dismissal. Just as there is no provision in the rules for the Inspector to reconsider his order of dismissal there is no provision also for the Resident to review the orders passed by him on appeal. The rules do not provide for a further appeal to any other higher

higher authority or for a petition for mercy to the Resident himself.

In the absence of express provision for review in the rules it is doubtful whether the Resident can now revise his previous orders and direct that the punishment of 'dismissal' be commuted to one of 'removal from service' especially as no new grounds which were not considered by the Resident at the time he rejected the appeal have now been adduced.

If approved, the Financial Adviser may be consulted K.S.

K.V.L.
6/11/34

12

The note above no doubt correctly sets forth the position under the rules strictly construed. But the whole spirit and object of these rules is to ensure that no Government servant is subjected to any punishment without his being given a proper and reasonable opportunity to vindicate his conduct before higher authorities. It does not therefore seem right that they should be construed in a manner which would prevent the local Government - the highest appellate authority in the case - from reconsidering its own order in a manner which is favourable to the ~~appreciated~~ aggrieved Government servant. The memorial is however addressed to the Government of India. If the strict view of the case set forth in paragraphs 10 - 11 above is taken, ~~there seems to be no objection to forward~~ the memorial may be forwarded to the Government of India

India with a recommendation to alter the punishment as proposed in paragraph 9.

Secy.

T.N.T.
8-11-34

13. It seems true that a punishment of "removal from the service of the Crown" would suffice to meet the needs of the case, and that it is not necessary to enforce the disqualification from future employment which is involved in an order of dismissal. If Resdt. concurs in this view, action may be taken as at para 12 above.

9.11.34.

Resdt.

Yes.

19/11.

15 Draft submitted.

29.11.34
30.
T.N.T.
1-12-1934.

3.12.34.

Secy.

*fained in camp.
6.XII.34.

16

may issue
To be fained in camp but
[redacted] dismissed from [redacted]

8/12

Annexure S.N. 3

Annexure filed
19-3-35

Page 13 (P)

D.No. 1896 S.N. 4

Pages 1 & 10 (17) (P)

Please see S.N. 1 and 3. Draft submitted

1-3-35

Secy. T.N.T.
2-3-35

Secy.

(18) (Resident should see the papers — for information — after issue).

4.3.35

Page 14 (P)

Issued S.N. 5

Resident.

Submitted.

Secy 9/3/35

(19)

9/3.

Record.

T.N.T.
20-3-35

To be continued in F. 999/34.

S.N.1/B (R) F. 372-33

The petitioner was formerly a Drawing Master in the Govt. Training School. He was dismissed from service by the Inspector of Schools for tampering with the seating arrangements made for Training School Leaving Certificate Examination. He appealed to the Resident but he did not interfere with the orders passed by the Inspector of Schools The petitioner then submitted a memorial to the Govt. of India for being reinstated or in the alternative for a commutation of the order of dismissal into one of resignation. On the recommendation of the Resident, the Govt. of India were pleased to reduce the punishment of dismissal to one of removal from the service of the Crown. This in itself removed the obstacle of disqualification from re-employment of the petitioner; but the District Educational Officer, Anantapur and Cuddapah seems to require a specific statement from the Resident that he has no objection to the petitioner being re-employed. The idea with which the Resident recommended to the Govt. of India that the orders of dismissal might be reduced to one of removal was to give an opportunity to the petitioner to take up employment elsewhere. In the circumstances a reply may be sent saying that the Hon'ble the Resident has no objection to the petitioner being re-employed either

S.N.1,324 (R) F 999-34

Vide Rule 3 (VI) of Appendix IX of the Civil Services (Classification, Control and Appeal) Rules P. 94

either in Govt. Service or under local bodies.

Draft submitted.

K.L.
5.10.36

T.N.T
6-10-36.

21

Regarding the petitioner's case,

We might tell the petitioner that if the District Educational Officer, Anantapur and Cuddapah wants ~~the~~ any information ~~required~~ he should himself address the Resident through the proper channel.

8.10.36

12.10.36

22

23

A revised draft submitted.

Para 2)

19.10.36

T.N.T
19-10-36

20/10

Awaits
20-12-36.

S.N. (2): Issue.

Record.

CORRESPONDENCE.

From

V. SAMBA MURTHI
C/O

Dewan Bahadur

M.Gopalaswamy Mudaliar B.A., B.L., M.L.C.

Advocate, Bellary.

To

His Excellency
THE GOVERNOR GENERAL IN COUNCIL & VICEROY OF INDIA,

DELHI.

Through the Hon'ble the Resident in Mysore,

Bangalore (Cantonment)

The mercy Memorial of the above named Memorialist V. Sambamurthi showeth as follows:-

Your humble memorialist was for 12 years last in service as Drawing Master out of which period he was for 10 years in the Government Secondary Training School in C. & M. Station, Bangalore.

On an accusation made by the Head Master of the Government Training School that your memorialist had tampered with the seating arrangements made by the Headmaster for the Training School Leaving Certificate Examination, the Inspector of Schools, Coorg and Bangalore, conducted a departmental enquiry into the matter, found him guilty of the charges and has dismissed him. The Honourable Resident was not pleased to interfere with the said order.

Your memorialist submits that, for the following reasons, amongst others, the order is not justified and he therefore, craves leave to seek redress of his grievances and appeals for mercy for his restoration or in the alternative for acceptance of his resignation for the following reasons.

I. The Inspector, from the beginning, placed himself in a situation of embarassment and could not bring to bear on the

the the enquiry a free and unbiassed mind as, long before the Departmental enquiry, he interested himself in the Headmaster's enquiry, and conducted a personal enquiry on 20-3-33. This attitude is clear from his correspondence with the Headmaster in the following letters subsequent to the receipt of the report which are submitted herewith.

(i) Letter dated 1-4-33 where the Headmaster has been asked to submit a confession of the offence signed by the memorialist.

(ii) Letter dated 11-4-33, where the Headmaster is requested to ask the memorialist to resign.

(iii) Letter dated 12-4-33, where the Headmaster is asked to relieve him on or before 30-4-33 and if, by then, the memorialist has no other post that he should be asked to resign.

When your memorialist did not resign, he called upon your memorialist to answer certain charges and then commenced the enquiry.

II. Having commenced the enquiry in this frame of mind, the Inspector has committed certain irregularities in his procedure prjudicing the petitioner viz:-

(a) He has not taken down the full statement of witnesses but only recorded such portions of them as point to the alleged guilt of the memorialist. This has been the case particularly in recording the statement of the Headmaster.

(b) He caused the attendance of witnesses over again with a view to strengthen the evidence on some material points which they did not speak to at the time of their first examination to WIT by recalling Achiah and asking him to corroborate Muthappa's statement.

(c) He has, after the close of the enquiry, taken down the

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the statement from one Karumbiah in Coorg without an opportunity for cross-examination as required by the rules.

(d) The finding itself is not based on any discussion or appreciation of the evidence.

(e) There is no warrant in the whole of the evidence for the remark that your memorialist "tempted the students to collaborate with him in his misdemeanours".

III. Your memorialist submits that, from a discussion of the evidence with reference to the material points relevant to the question of fixing the guilt, the accusation receives slender support.

(1) REGARDING MOTIVE:- All witnesses are one in saying that your memorialist was not actuated by any improper motives such as illegal gratification of whatsoever kind.

(2) REGARDING INTENT:- Evidence discloses no previous concert

(a) SUBBIAH, one of the students, is stated to have casually asked your memorialist about the seating arrangements one or two months before the examination (on this point there is difference between his written statement and the statement before the Inspector). Without any reminder, your memorialist is stated to have changed the seats in the afternoon of 14-3-33 so as to help Subbiah.

(b) ACHIAH & MUTHAPPA are alleged to have casually met your memorialist on 14-3-33 when he was returning to the Hostel at 8-45 P.M. Immediately they appear to have broached their request, your memorialist is stated to have, at once, without even entering the Hostel for his supper, taken them with him to the School for rearranging seats.

(4)

(3) Regarding the occurrence itself, though the Headmaster started enquiry on the 16th, all the witnesses at first denied all knowledge (Vide Headmaster's statement before the Inspector). The peon alone is said to have orally stated that some of the students had entered the hall between 5 & 6 P.M. on the 14th instant but assured the Headmaster that there was no change of seats then.

The earliest statement was that of the peon next day in writing. Therein, he does not make mention of the students having been permitted by him between 5 and 6 P.M. but only mentions of your memorialist having ordered him on the 14th afternoon, to change the desks just after the Headmaster and his assistant, Mr. Rangaswamy Iyengar, had left after arranging the seats.

The next statement is said to have been that by the Watchman about an hour and a half afterwards as deposed to by the Headmaster, while as a matter of fact, it is dated 18th March 1933 that is four days later. This is the very first report which contains the allegation that Muthappa & Achiah along with your memorialist entered the hall on the 14th night.

In his statement before the Inspector, the Watchman states that all that he stated in his Written Statement to the Headmaster was false and that he gave that statement at the instance of the peon. He states that he had not the keys and that even though students (examined as witnesses) came during the night of the 14th he had to send them back not having the keys. He emphatically denies the allegation of your memorialist having come there during the night.

Achaiah, in his statement before the Inspector, at first

denied

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denied knowledge of having entered on the 14th evening into the hall. Later he was coerced to admit the entrance. In his statement before the Headmaster, he states it was 6-30 P.M. that he went in to see his seat. His first statement before the Headmaster was that this seat was sought to be placed some where back. Before the Inspector, however, he says that he himself shifted it ao as to be near to one Muthanna who is not examined.

Karumbiah, whose statement has been taken in Coorg without giving an opportunity for cross-examination, says he went on the 14th evening to see his place. He adds that he did not go to the hall that night contradicting the Watchman who says he had come. This witness naively adds that Achaiah told him that your memorialist had helped him (Achaiah) in changing the seat contradicting Achaiah who states that he mentioned this to no one.

Subbiah is stated to have come only in the evening to find that your memorialist had already arranged his place. He states that he confessed this to the Headmaster on the 16th idem, contradicting the Headmaster as to the time and place.

Thus no 2 witnesses are in agreement on the material points.

The anxiety on the part of the witnesses to suppress the information that they entered the hall on the 14th evening having been permitted by the peon, and their anxiety to say that there was no changing of the desks at that time, show that the re-arrangement must have been done some time in the evening. As the peon had been given orders that the students should not be let in without a teacher accompanying them, the information that he admitted the students into the hall on the 14th evening would at once make him and the students the principal accused.

Your memorialist submits that, taking advantage of the

circumstance

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circumstance that your memorialist was not on the best of terms with the Headmaster, a clever plot has been hatched by the students and the peon who are the miscreants to absolve themselves from all blame throwing it on your memorialist. In the circumstances, there is no warrant for the remark that your memorialist "tempted the students to collaborate with him in his misdemeanour". Fortunately, the Watchman has stated the truth and what happened behind the scenes. If Karumbiah saw the seat on the 14th evening, it is INEXPLICABLE why he should have once again sought permission to enter the hall on the 15th morning.

In these circumstances, it could easily be seen why a confession was sought to be wrung out from your memorialist as though he did the thing himself even though in his first statement he had denied the charge and asserted his innocence. The Inspector's letters to the Headmaster the Headmaster's report referred to above will show the circumstances under which the confession was taken. A respectable merchant of Bangalore City has testified to the good conduct. The above statement of facts, your memorialist hopes, will convince the Government that he was a victim to a design to throw him out of the post he held.

Now TO THE QUESTION OF THE SENTENCE, it is the very maximum that lay in the Inspector's powers. The Headmaster who sees the change early enough does not alter the seats. As required by the rules for the conduct of the examination, no report is made to the Secretary to the Commissioner for the Government Examinations (T.S.L.C.). There is no suggestion also that the students copied. The Deputy Inspector of Schools, who is in immediate charge, never reported this incident. None of the Students concerned or the peon or watchman have been punished not even explanation called for from them. It is only your unfortunate humble memorialist that has been

dealt

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dealth with in such a drastic manner.

Your memorialist has had an unbroken record of good services. He was officially deputed for Carpentary Training and he had been recommended for a higher salary. Quite apart from the question whether, in the course of common human conduct, it is probable that your memorialist should sacrifice his prospects by any misdemeanour, that he should be made to suffer the extreme penalty as a Government servant is a treatment which, he respectfully submits, is scarcely fair or justified. Your memorialist further submits that having been asked to resign and having been assured that if he confess that he was concerned in the matter he would be pardoned and no enquiry would be held and on such temptation and belief he having done so, he should now be dismissed is contrary to justice, equity and good conscience.

Your memorialist prays that after perusing the records submitted herewith the benign Government may kindly be pleased to restore him or in the alternative commute the order into one of resignation. In the name of fair play and British justice, your memorialist who has been a devoted and loyal servant for a series of years and who has not been found guilty of having received an illegal gratification of money or any other mercenery consideration, prays respectfully for the exercise of the prerogative of the crown and deal with him mercifully as otherwise he and his family will be ruined for ever.

For this act of graciousness and magnanimity your memorialist will feel ever grateful.

ENCLOSURES:-

1. Correspondence referred to in para 1 of the Memorial.
2. Report of the Headmaster.
3. Evidence of witnesses.
4. The order of the Inspector of Schools.
5. The order of the Hon'ble the Resident

6.

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6. Memorandum No.20828-1 dated the 11th September 1934 of the Government of Madras Public (Pol) Department.

BELLARY

12-8-1934.

I beg to remain,

Your most obedient & humble servant,

Sd/- V. Sambamurthi.

o/c.

PKH

From

V. Sambamurthi

c/o Dewan Bahadur

M. Gopalaswamy Mudaliar B.A., B.L., M.L.C.,

Advocate, Bellary.

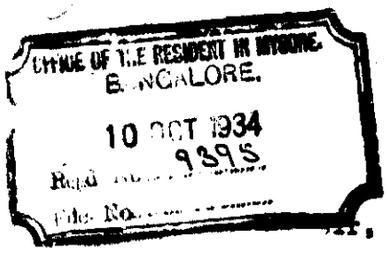
To

The Chief Secretary

to Government, Public (Political) Department,

Fort St. George,

Madras.



Page 45 of S.N.I (Part I)

Ref: Your Memorandum No. 20820-1, dated 11-9-1934.

I beg to bring to your kind notice that my appeal has been submitted through the Hon'ble the Resident in Mysore as directed.

Copy to the Hon'ble the Resident in Mysore, Bangalore Cantonment, in continuation of my appeal to Government of India, submitted through you on 5-10-1934, by registered post.

Copy to His Excellency

The Governor-General in Council and Viceroy of India, Delhi, in continuation of my appeal dated 12-6-1934.

I beg to remain,

Sir,

Your most obedient & humble servant,

V. Sambamurthi.

Bellary,
Dated 9-10-1934

S N 3

10

No. F.999-34/R.O.II.

From

The Hon'ble Lieut.-Colonel C.T.C. Plowden, C.I.E.,
RESIDENT IN MYSORE.

To

The Political Secretary to the Government of India,
Foreign and Political Department.

Bangalore, the 17th Decr., 1934.

Subject:- Memorial from Mr. V. Samba Murthi against the order of his dismissal.

Sir,

I have the honour to forward the accompanying memorial from Mr. V. Samba Murthi, formerly a Drawing Master in the Government Training School, Civil and Military Station, Bangalore. He was dismissed from service by the Inspector of Schools, Coorg and Bangalore, on the 27th July 1933.

S.N. 1

See order at page 11 S.N. 7

2. The facts of the case are as follows :-

The memorialist was found guilty of the charge of tampering with the seating arrangements made for the Training School Leaving Certificate Examination held in Bangalore in March 1933. The Inspector of Schools considered that it was of the highest importance that, in the matter of conducting public examinations, all the officials concerned should be above suspicion; that it was inexpedient that there should remain on the staff of an institution for the training of teachers a man who was found guilty of dishonesty in any form, and that the offence was

aggravated

aggravated by the fact that the memorialist tempted students to collaborate with him in his misdemeanour. The Inspector considered that he had therefore no alternative but to dismiss the memorialist.

The memorialist submitted an appeal to me on the 14th October 1933 against the order of his dismissal; but on examination of the original records of the case, and after careful consideration, I saw no reason to interfere with the Inspector's order of dismissal.

3. Under the rules made by the Governor General in Council in exercise of the powers conferred by rules 44 and 54 of the Civil Services (Classification, Control and Appeal) Rules, to provide for the making of first appointments to subordinate services under his administrative control, and for the discipline and rights of appeal of members of these services, the Resident in Mysore is the Appellate authority in the case of Ministerial, Inferior, and other Subordinate establishments of the Educational Department of the Civil and Military Station, Bangalore. The memorialist has already exercised the right of appeal conferred on him by the rules mentioned above; and a further appeal to the Governor General in Council is expressly barred in this case. I am, however, submitting the memorial to the Government of India for the reasons given in the succeeding paragraphs.

4. The memorial does not adduce any new grounds of appeal which were not considered by me at the time when I rejected the original appeal; but it contains

an

an alternative prayer 'to commute the order into one of resignation'. This request is presumably made with a view to remove the obstacle of disqualification for future employment which is involved in the order of dismissal. This object can be secured if the order of dismissal is converted into one of removal from service.

5. I am inclined to take the view that a punishment of removal from the service of the Crown would be sufficient in this case, and that it is not necessary to enforce the disqualification for future employment which is involved in an order of dismissal. Had the memorialist made this alternative request in his appeal to me, I would have considered it favourably. But as I have already passed orders in the case, and as there is no provision in the rules issued under the Civil Services (Classification, Control and Appeal) Rules for a review of the orders passed by me on appeal, I submit the memorial to the Government of India with the recommendation that they may be pleased to order that the punishment of dismissal be reduced to one of removal from the service of the Crown.

I have the honour to be,
Sir,
Your most obedient servant,

o/c

Lieut.-Colonel,
R E S I D E N T.

ASB

ASB
5.12

SN 4

13

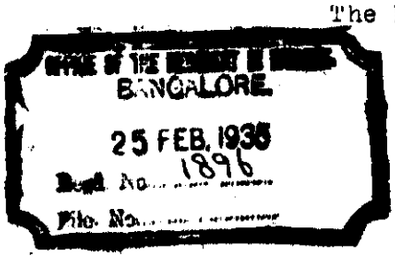
No.D.585-I.A./35.

From

The Under Secretary to the Government of India
in the Foreign and Political Department,

To

The Hon'ble the Resident in Mysore.



Dated New Delhi, the 2/8 February 1935.

Memorial from Mr. V.Samba Murthi against the order of his dismissal.

--

Sir,

With reference to your letter No.F.999-34/R.O.II, dated the 17th December 1934, I am directed to say that the Government of India are pleased to reduce the punishment of dismissal to one of removal from the service of the Crown and to request that the memorialist may kindly be informed accordingly.

I have the honour to be,

Sir,

Your most obedient servant,

Under Secretary to the Government of India.

SNS

DEPARTMENT.

BRANCH.

File No.

Serial No.

Issued 5-3-35

Draft Letter / Memorandum / Telegram

Class for telegrams: Ordinary / Express / Urgent* / Priority / Clear Line†

*Only for Foreign Telegrams.

†Not for Foreign Telegrams.

No. 999-34 Dated 5th March 19 35.

R.O.II

To be issued on

Issued on

1st Reminder

2nd Reminder

3rd Reminder

Heading:

Case or Diary No.

If post copy of telegram required

Date of despatch of above

List of enclosures

(Code word for telegrams.)

To

Mr. V. Samba Murthi

C/o

Dewan Bahadur

K. Gopalaswamy Mudaliar, B.A.B.L. M.L.C.

Advocate, Bellary.

Subject:- Memorial to His Excellency the Governor General in Council against the order dismissing the memorialist from service.

With reference to his memorial dated the 12th August 1934, Mr. V. Samba Murthi is informed that the Govt. of India are pleased to reduce the punishment of dismissal to one of removal from the service of the Crown.

Sd. A. J. Courtney

Asstt Secy. to the Govt.

Copy to the Inspector of Schools Coorg and Bangalore.

4/3

28.2.35

T.M.T.

S. 5.

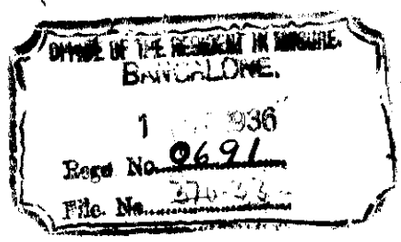
MGIPC—S1—159(Genl)MFP—(M-1988)—3-5-34—50,000 Pads.

Enquiry

S N(6)

115

Recorded



To

The Hon'ble Resident in Mysore,

Bangalore.

Respected Sir,

The humble petition of V.Sambamurti for same time in Government Service begs to bring the following points for your merciful consideration:--

1. Your petitioner has been for nearly ten years in the Government Secondary Training School in Civil and Military Station, Bangalore as Drawing Master.

2. He was dismissed from service by the Inspector of Schools Coorg and Bangalore for reasons which are known to your honour.

3. Petitioner then submitted a mercy Memorial to His Excellency the Governor General in Council and Viceroy of India, through the Hon'ble Resident, who was kind enough to recommend a favourable and sympathetic consideration of the petitioner's case, and the Government of India were then pleased to reduce the punishment of dismissal to one of removal from the service of the Crown; and that order was communicated to the petitioner by the Assistant Secretary to the Resident in Mysore on 5/3/1935. On receipt of this order your petitioner was fortunate enough to get a temporary post for nearly a year during 1935-36 in the L.M. Training School, Cuddapah. A copy of the certificate from the Correspondent and Head Master of the School is enclosed.

4. Your petitioner now stands a chance of getting a post in the Cuddapah District Boards in the Madras Presidency as he is fully qualified for a Drawing Master's post.

5. The

5. The District Educational officer, Anantapur and Cuddaph whom the petitioner saw is willing to recommend his appointment to the District Board President, Cuddapah. The petitioner has shown his Memorial and the Government of India's order thereon; and also drew his attention to Government of India Home Department notification No. - F.9-19/30 Ests. dated the 27th February 1932, wherein it was stated that the penalty of removal from the service of the Crown imposed on the members of Subordinate service did not disqualify them from future employment. He was no doubt satisfied but he wanted a letter from the office of the - Hon'ble the Resident to the effect that when they removed the petitioner from service they did not intend disqualifying him from future employment elsewhere in public service either under Government or under Local boards.

6. In this connection your petitioner humbly submits that the Hon'ble Resident in Mysore may kindly be pleased to issue an order to the effect that the Hon'ble Resident has no objection for the petitioner being re-employed in Government or under Local bodies.

The petitioner prays for early orders in the - matter.

For which act of graciousness and magnanimity the petitioner will feel ever grateful.

The petitioner begs to remain,
Respected Sir,
Your most obedient Servant.

V. Sambamurthi.

PETITIONER.

Bangalore,
1st October 36

Address:--

V.Samba Murthy,
care of Mr.A.Padmaji Rao,
Cloth Merchant, Chickpet,
Bangalore City.

C. ELISHA, B.A., L.T.,
Correspondent & Headmaster.

L.M. Training School
Cuddapah,
Date 11 - 9 - 1936.

Mr. V. Sambamurthy worked as a Drawing Teacher in the L. M. Training School, Cuddapah, for nearly a year during 1935 to 1936. He is a fully qualified teacher; his work was satisfactory throughout and his conduct good. He coached some of the Training students for the Government Technical Examination-s also.

He is at present unemployed and I have pleasure in recommending him to any school, which is in need of a competent Drawing Teacher.

Sd. C. Elisha.

(True copy).

S.N.67

18

issue 20-10-36

issued 22-10

DEPARTMENT.

BRANCH.

File No.

Serial No.

Draft ~~Letter~~ Memorandum ~~Telegram~~ D.No. 9691-36/R.O.II.

No. Dated 22 March 1936.

Class for telegrams

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Urgent*
Priority
Clear Line†

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List of enclosures

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~~C.P.1~~
~~PUC.~~

(P)

~~(One word for Telegrams)~~

From

The Assistant Secretary to the Resident.

To

Mr. V.Samba Murthy,

No.903, Sakrikaradappa Street

Brucepath, Bellary.

With reference to his petition dated the 1st October 1936, Mr. V. Samba Murthy is informed that if the District Educational Officer, Anantapur and Cuddapah wants any information regarding the petitioner's case, he should himself address the Resident through the proper channel.

20/10

ASSISTANT SECRETARY TO THE RESIDENT.

Y.Rw.
21.X.36.
T.N.T.
19-10-36.

S.S.
22/10/36

S. 5.
MGIPC—S1—158(Gen)MFP—(M-1982)—3-5-34—50,000 Pads.